

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



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Applicant: Heinrich et al.

Attorney Docket: 1247/A23

JAN 10 2000

Serial No.: 09/329,557

Examiner: None assigned

OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Date Filed: June 10, 1999

Art Unit: 1613

Title: SYSTEM FOR REDUCING ALIASING ON A DISPLAY DEVICE

DECLARATION OF WENDY ORMSTEDT
IN SUPPORT OF PETITION UNDER RULE 1.47(a)

I, Wendy Ormstedt, am an administrative assistant for the legal department of assignee Intergraph Corporation. I hereby declare that:

1. One of my duties as an administrative assistant is to forward declarations for patent applications to inventors for execution.
2. Inventor Mr. Timothy Johnson's employment with Intergraph ended prior to 1999.
3. On August 5, 1999, I mailed a "Declaration and Power of Attorney" (hereinafter "declaration") for the immediate U.S. patent application (hereinafter "the application") to Mr. Johnson with a letter requesting that he execute and return the declaration at his "earliest convenience."
4. On August 19, 1999, I called Mr. Johnson to confirm that he received the mailing referred to above in paragraph 3. He advised me that I had sent it to the incorrect address. I then mailed the same documents with a self-addressed, stamped envelope to his correct address on the same day. The correct address is as noted on the accompanying petition.
5. On August 25, 1999, I mailed a copy of the application to Mr. Johnson to his

correct address, which is the last known address of Mr. Johnson.

6. On September 14, 1999, I left a message on Mr. Johnson's voice mail requesting that he contact me to confirm that he received all the necessary documents.

7. From October 6, 1999 to December 12, 1999, I took a leave of absence from Intergraph Corporation. I delegated responsibility for receiving the executed declaration to my co-worker, Heather Olson.


8. On December 13, 1999, I returned to work at Intergraph Corporation and resumed my above noted responsibilities.

9. On December 21, 1999, I left another message on Mr. Johnson's voice mail requesting that he execute and return the declaration as soon as possible.

10. On December 27, 1999, I received a copy of the application and the unexecuted declaration in the above noted self-addressed, stamped envelope (see paragraph 4 above). No letter was included with the received documents. I responsively telephoned Mr. Steven Saunders, our outside patent attorney handling this matter, to determine how to proceed with this matter (see DECLARATION OF STEVEN SAUNDERS IN SUPPORT OF PETITION UNDER RULE 1.47(a)). Mr. Saunders suggested that he contact Mr. Johnson to determine if Mr. Johnson intended on executing the declaration. After he spoke to Mr. Johnson, Mr. Saunders told me by telephone that Mr. Johnson refused to sign the declaration unless he was paid for his time to review the documents. I then told Mr. Saunders that it is the policy of Intergraph Corporation to not pay an inventor for executing declarations after such inventor is no longer employed by Intergraph Corporation.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 1/6/00


Wendy Ormstedt

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